

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Dario NERI et al. Serial No.: 09/194,356 Group Art Unit: 1642 Filed: September 2, 1999 Examiner: A.M. HARRIS For: ANTIBODIES TO ED-B DOMAIN OF FIBRONECTIN, THEIR CONSTRUCTION AND **USES** INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98 Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Sir: This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows: Timing and Fees \boxtimes Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed: within three months of the filing date of a national application other than a CPA under § 1.53(d); within three months of the actual filing date of the national phase of a PCT application; OR \bowtie before the mailing of a first substantive office action (including after filing of an RCE). Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the periods specified in 37 C.F.R. § 1.97(b), but before the mailing date of: a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR

a notice of allowance under 37 C.F.R. § 1.311; and

		is acco	mpanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).
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			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
Cited 1	Materia	<u>ls</u>	
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	\boxtimes	Copies of the materials listed are attached (except for the foregoing).
Non-E	nglish I	Language References
		An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).
		A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:
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Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969

Attorney for Applicants

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.
Arlington Courthouse Plaza l
2200 Clarendon Blvd. Suite 1400
Arlington, Virginia 22201
Telephone: (703) 243-6333
Facsimile: (703) 243-6410

Attorney Docket No.: ELLIS-3

Date: October 9, 2003

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		STATEMENT BY APPLICANT (use as many sheets as necessary) Complete if Known Application Number First Named Inventor Group Art Unit Group Art Unit Dario NERI et al. Examiner Name A.M. HARRIS	09/194,356				
	INFO		Filing Date	September 2, 1999			
	INFORMATION DISCLOSUR STATEMENT BY APPLICAN (use as many sheets as necessary)		PPLICANT	First Named Inventor	Dario NERI et al.		
			ATION DISCLOSURE Filing Date First Named Inventor Group Art Unit Group Art Unit Examiner Name A.M. HARRIS				
		(use as many she	ets as	necessary)	Examiner Name	A.M. HARRIS	te through 10/31/2002. OMB 0651-0031: U.S. DEPARTMENT OF COMMERCE nless it contains a valid OMB control number. te if Known 1,356 mber 2, 1999 NERI et al.
	Sheet	1	of	2	Attorney Docket Number	ELLIS-3	

			U.S. PA	TENT DOCUMENTS	
		U.S. Patent Doo	ument		8.4 (8.4)
Examiner Initials *	Cite No.1	Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
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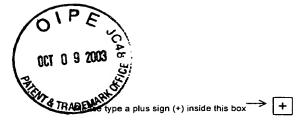
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INICO	ORA TION	DIC	CLOCUBE	Application Number	09/194,356	
			CLOSURE	Filing Date	September 2, 1999	
STAT	EMENT B	Y A	PPLICANT	First Named Inventor	Dario NERI et al.	
				Group Art Unit	1642	
(use as many she	ets as	necessary)	Examiner Name	A.M. HARRIS	
Sheet	2	of	2	Attorney Docket Number	ELLIS-3	

	NON PATENT LITERATURE DOCUMENTS						
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²				
	C1	DARIO NERI et al., "High-affinity Antigen Binding by Chelating Recombinant Antibodies (CRAbs)," J. Mol. Biol. (1995) 246, 367-373					
	C2	Ashley Publications Ltd., ISSN 1354-3776, "Antibodies to the ED-B domain of fibronectin, their constructs and uses," Exp. Opin. Ther. Patents (1998) 8(7):907-910					
	СЗ	FREDRIK NILSSON et al., "The use of phage display for the development of tumour targeting agents," Advanced Drug Delivery Reviews 43 (2000) 165-196					

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